# IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS WACO DIVISION

MATCH GROUP, LLC	<b>§</b>	
	<b>§</b>	
	<b>§</b>	
Plaintiff,	§	
	<b>No. 6:18-cv-00080-ADA</b>	
v.	§	
	§	
BUMBLE TRADING, INC.	§ <u>JURY TRIAL DEMANDE</u>	D
	§	
Defendant.	<b>§</b>	
	<b>§</b>	
	§	

## JOINT MOTION TO ENTER SCHEDULING ORDER

Based on the Court's guidance during the recent November 5, 2018 hearing, the parties have met and conferred on a case schedule through the scheduled May 23, 2018 *Markman* hearing. That proposed schedule is below.

Date	Event
December 12, 2018	Serve Initial Disclosures
December 20, 2018	File Proposed Protective Order
	The Proposed Protective Order shall be filed as a separate motion with the caption indicating whether or not the proposed order is opposed in any part.
January 21, 2019	Serve Infringement Contentions
March 8, 2019	Serve Invalidity Contentions
March 22, 2019	Exchange Proposed Claim Terms
March 29, 2019	Exchange Preliminary Claim Constructions and Evidence
April 8, 2019	File Joint Claim Construction Statement
April 15, 2019	Complete Claim Construction Discovery
April 22, 2019	Parties Shall Each File Their Opening Claim Construction Briefs

Date	Event
May 8, 2019	Parties Shall Each Responsive Claim Construction Briefs
May 16, 2019	Parties Shall Each File Their Reply Claim Construction Briefs.
	Arguments in Reply should be limited to arguments made in the Parties' Responsive Briefs.
May 23, 2019	Markman Hearing: District Courtroom #1, on the Third Floor of the United States Courthouse, 800 Franklin Ave., Waco, TX at 9:00 AM.

The parties jointly request that the Court enter the scheduling order attached as Exhibit A. The parties will negotiate a new, post-*Markman* case schedule after the Court's *Markman* Order is issued.

DATED: December 7, 2018 Respectfully submitted,

#### CALDWELL CASSADY & CURRY

By: /s/ Bradley W. Caldwell

Bradley W. Caldwell

Texas State Bar No. 24040630

Email: bcaldwell@caldwellcc.com

John F. Summers

Texas State Bar No. 24079417

Email: jsummers@caldwellcc.com

Warren J. McCarty, III

Texas State Bar No. 24107857

Email: wmccarty@caldwellcc.com

CALDWELL CASSADY CURRY P.C.

2101 Cedar Springs Road, Suite 1000

Dallas, Texas 75201

Telephone: (214) 888-4848

Facsimile: (214) 888-4849

John P. Palmer

State Bar. 15430600

Email: palmer@namanhowell.com

Naman, Howell, Smith & Lee, PLLC

400 Austin Avenue, 8th Floor P.O. Box 1470 Waco, TX 76701

Telephone: (254) 755-4100 Facsimile: (254) 754-6331

## ATTORNEYS FOR PLAINTIFF MATCH GROUP, LLC

By: /s/ Joseph M. Drayton (by permission)

Joseph M. Drayton (Pro Hac Vice)

NY Bar No. 2875318

### **COOLEY LLP**

1114 Avenue of the Americas

New York, NY 10036

Telephone: (212) 479-6000

Facsimile: (212) 479-6275

jdrayton@cooley.com

Michael G. Rhodes (*Pro Hac Vice*)

CA Bar No. 116127

Matthew Caplan (Pro Hac Vice)

CA Bar No. 260388

#### **COOLEY LLP**

101 California Street, 5th Floor

San Francisco, CA 94111-5800

Telephone (415) 693-2000

Facsimile: (415) 693-2222

mrhodes@cooley.com

mcaplan@cooley.com

Rose S. Whelan (*Pro Hac Vice*)

DC Bar No. 999367

#### **COOLEY LLP**

1299 Pennsylvania Ave., N.W.

Suite 700

Washington, DC 20004

Telephone: (202) 842-7800

Facsimile: (202) 842-7899

rwhelan@cooley.com

Deron R. Dacus
Texas Bar No. 00790553
THE DACUS FIRM, PC
821 ESE Loop 323, Suite 430
Tyler, TX 75701
Telephone: (903) 705-1117
Facsimile: (903) 581-2543
ddacus@dacusfirm.com

ATTORNEYS FOR DEFENDANT BUMBLE TRADING, INC.

### **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel of record on December 7, 2018.

Bradley W. Caldwell
Bradley W. Caldwell